

- 23 - 04

EXPRESS MAIL LABEL NO.: EV 333998260 US

**AMENDMENT UNDER  
37 C.F.R. §1.111**

Address to:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attorney Docket	STAN-110CON
Confirmation No.	4334
First Named Inventor	BUTCHER, EUGENE C.
Application Number	09/837,446
Filing Date	April 17, 2001
Group Art Unit	1644
Examiner Name	ROARK, JESSICA H.
Title	<i>"MODULATION OF SYSTEMIC MEMORY T CELL TRAFFICKING"</i>

Sir:

This amendment is responsive to the Office Action dated July 7, 2003, for which a three-month period for response was given making this response due on or before October 7, 2003. As such, this response is timely filed.

In view of the amendments to the claims and the remarks set forth below, reconsideration and allowance are respectfully requested.



EXPRESS MAIL LABEL NO.: **EV333998260US**

<b>RESPONSE TO NOTICE OF NON-COMPLIANT RESPONSE</b>  Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Attorney Docket	STAN-110CON
	Confirmation No.	4334
	First Named Inventor	BUTCHER, EUGENE C.
	Application Number	09/837,446
	Filing Date	April 17, 2001
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	Examiner Name	ROARK, JESSICA H.
	Title	<i>"MODULATION OF SYSTEMIC MEMORY T CELL TRAFFICKING"</i>

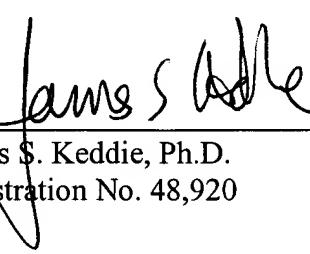
Sir:

In response to the Notice of Non-compliant Response dated January 9, 2004, attached hereto is an revised amendment under 37 C.F.R. §1.111. This amendment is responsive to the Office Action dated July 7, 2003. A one-month period for response to the Notice of Non-compliant Response was given making this response due on or before February 9, 2003. As such, this response is timely filed.

The revised amendment is original amendment except that the phrase “1-23. (Cancelled)” is added to page 3. A complete listing of all of the claims is present in the revised amendment, and, accordingly, the Applicants respectfully submit that the revised amendment is compliant.

The Commissioner is hereby authorized to charge any underpayment of fees associated with this communication, including any necessary fees for extensions of time, or credit any overpayment to Deposit Account No. 50-0815, order number STAN-110CON.

Respectfully submitted,  
BOZICEVIC, FIELD & FRANCIS LLP

By:   
James S. Keddie, Ph.D.  
Registration No. 48,920

Date: January 23, 2004

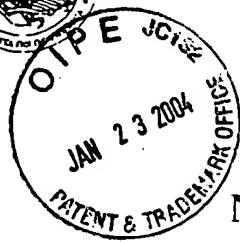
BOZICEVIC, FIELD & FRANCIS LLP  
200 Middlefield Road, Suite 200  
Menlo Park, CA 94025  
Telephone: (650) 327-3400  
Facsimile: (650) 327-3231



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
[www.uspto.gov](http://www.uspto.gov)

Paper No.



## Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on 10/02/03 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on June 30, 2003 (see 68 Fed. Reg. 38611, Jun. 30, 2003). In order for the amendment document to be compliant, correction of the following omission(s) or provision is required. Only the section (1.121(h)) of the amendment document containing the omission or non-compliant provision must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's amendment document must be re-submitted.

THE FOLLOWING CHECKED (X) ELEMENTS(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

1. Amendments to the specification:  
 A. Amended paragraph(s) do not include markings.  
 B. New paragraph(s) should not be underlined.  
 C. Other \_\_\_\_\_
2. Abstract:  
 A. Not presented on a separate sheet. 37 CFR 1.72.  
 B. Other \_\_\_\_\_
3. Amendments to the drawings: \_\_\_\_\_
4. Amendments to the claims:  
 A. A complete listing of all of the claims is not present.  
 B. The listing of claims does not include the text of all claims (incl. withdrawn claims)  
 C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.  
 D. The claims of this amendment paper have not been presented in ascending numerical order.  
 E. Other: \_\_\_\_\_

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/ropa/preognitice/officeflyer.pdf>.

If the non-compliant amendment is a **PRELIMINARY AMENDMENT**, applicant is given ONE MONTH from the mail date of this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result in non-entry of the preliminary amendment and examination on the merits will commence without consideration of the proposed changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this **ONE MONTH** time limit is **not extendable**.

If the non-compliant amendment is a reply to a **NON-FINAL OFFICE ACTION**, and since the amendment appears to be a *bona fide* attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of ONE MONTH from the mailing of this notice within which to re-submit the corrected section which complies with 37 CFR 1.121 in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).**

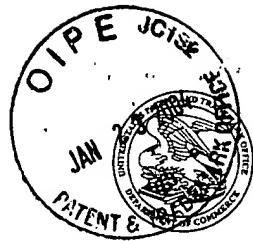
If the amendment is a reply to a **FINAL REJECTION**, this form may be an attachment to an Advisory Action. **The period for response to a final rejection continues to run from the date set in the final rejection**, and is not affected by the non-compliant status of the amendment.

*Phillip G. Gammel*  
PHILLIP GAMMEL, PH.D

PRIMARY EXAMINER

*Tech Control 1600*

*V5/04*



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/837,446	04/17/2001	Eugene C. Butcher	STAN110CON	4334
24353	7590	01/09/2004	EXAMINER	
BOZICEVIC, FIELD & FRANCIS LLP 200 MIDDLEFIELD RD SUITE 200 MENLO PARK, CA 94025			ROARK, JESSICA H	
		ART UNIT	PAPER NUMBER	
		1644		

DATE MAILED: 01/09/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

HP  
SPA  
LSK  
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01/04/04  
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LD 07/09/04

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JAN 13 2004

Bozicevic, Field, & Francis